THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.3583 OF 1998

DATED: 13-03-2007

Between :

M/s. Varvan Drugs and Pharmaceuticals Limited,
Formerly Sri Vidya Chemicals and Pharmaceuticals
Private Limited, rep.by its Managing Director
Mr. Venugopal Varanasi. ... Petitioner

And

1. The Government of A.P., rep.by its Principal
   Secretary, Industries & Commerce Dept.,
   Secretariat Building, Hyderabad and 2 others. ..Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.3583 OF 1998

ORDER :

Heard the learned Counsel for both the parties and perused the material on record.

This writ petition is filed seeking a declaration that the petitioner is eligible for the incentives under G.O.Ms.No.498, Industries & Commerce (I.A.) Department, dated 16-10-1989 as clarified by G.O.Ms.No.145., Ind. and Com. (I.F.R.) Dept., dated 25-7-1991 and consequently to direct the respondents to grant all the benefits and incentives to the petitioner.

In the affidavit filed in support of the writ petition, it is pleaded that the representations made by the petitioner along with various industrialists were referred to the State Level Committee and the issue is still pending before the said Committee. It is alleged that for want of appropriate decision by the State Level Committee, the petitioner is deprived of the incentives to which it is entitled to.

In the counter-affidavit filed on behalf of the respondents, it is stated that in the meeting held on 22-8-1991 the State Level Committee sent a proposal to the Government on the basis of various representations made by the unit holders, however the Government did not consider the same and the matter was once again placed before the Committee for reconsideration. The Committee having reconsidered the matter in its meeting held on 23-8-1993 rejected the claim holding that the petitioner is not entitled for the incentives. A copy of the said decision taken by the State Level Committee has

been placed before this Court and the same has also been served on the learned Counsel for the petitioner.

In view of the fact that the State Level Committee has already taken a decision, in case the petitioner is aggrieved it is left open to the petitioner to challenge the same by working out the appropriate remedy as available under law.

Accordingly, granting leave and liberty to the petitioner to work out the appropriate remedy for redressal of its grievance, the Writ Petition is disposed of. No costs.

_____

G. ROHINI, J.

Dt. 13-3-2007

gbs